

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA

In re:

HERMINO SERRANO LAAN

Chapter 13

Case No. 10-55761 ASW

OBJECTION TO CLAIM: NOTICE OF OPPORTUNITY FOR  
HEARING: CERTIFICATE OF SERVICE

CLAIMANT: FIA Card Services, NA

CLAIM NO: 1

Debtor(s) \_\_\_\_\_ /

The Debtor(s) [or Trustee] object(s) to the allowance of the claim described as:

NAME & ADDRESS OF CLAIMANT (as set forth on Proof of Claim)

DOLLAR AMT

DATE FILED

\* FIA Card Services, NA As Successor In Interest to

\$16,680.55

6/17/2010

\* Bank of America NA and Mbn America Bank

\*1000 Samoset Drive

\* DE5-023-03-03 Newark, DE 19713

The basis for the objection is that the claim:

\_\_\_\_\_ duplicates claim no. \_\_\_\_\_ filed on \_\_\_\_\_ by \_\_\_\_\_

\_\_\_\_\_ does not include a copy of the underlying judgment.

\_\_\_\_\_ does not include a copy of the security agreement and evidence of perfection.

\_\_\_\_\_ fails to assert grounds for priority.

\_\_\_\_\_ does not include a copy of the assignment(s) upon which it is based.

\_\_\_\_\_ appears to include interest or charges accrued after the filing of this case on \_\_\_\_\_

\_\_\_\_\_ is not timely filed.

X \_\_\_\_\_ No supporting documents and wrong debtor \_\_\_\_\_

The Objecting Party will ask the Court to enter an Order providing that the claim is:

\_\_\_\_\_ allowed as a secured claim in the amount of: \$ \_\_\_\_\_

\_\_\_\_\_ allowed as an unsecured claim in the amount of: \$ \_\_\_\_\_

\_\_\_\_\_ allowed as a priority claim in the amount of: \$ \_\_\_\_\_

X \_\_\_\_\_ disallowed in its entirety \_\_\_\_\_

**NOTICE IS HEREBY GIVEN**, pursuant to FRBP 3007 as modified by Local Rule 9014: 1) that any objection to the requested relief, or a request for hearing on the matter must be filed and served on the requesting party within twenty (20) days of mailing of the notice; 2) that a request for hearing or objection must be accompanied by any declarations or memoranda of law the party objecting or requesting wishes to present in support of its position; 3) that if there is not a timely objection to the requested relief or a request for hearing, the Court may enter an order granting the relief by default; and 4) that the initiating party will give at least ten (10) days written notice of hearing to the objecting or requesting party, and to any trustee or committee appointed in the case, in the event an objection or request for hearing is timely made.

Dated: 6/29/2010

/s/ Eddy Hsu

Attorney for Objecting Party

DEBTOR(S') ADDRESS:

\*Herminio Serrano Laan

\*7617 Hackett Drive

\*Gilroy, CA 95020

\*Law Offices of Eddy Hsu

\*111 North Market Street, Suite 300

\*San Jose, CA 95113

\*Telephone: 408-625-1138

CERTIFICATE OF SERVICE

I am not less than 18 years of age and not a party to the within case. My business address is: 111 North Market Street, Suite 300, San Jose, CA 95113. I served this OBJECTION TO CLAIM: NOTICE OF OPPORTUNITY FOR HEARING by first-class United States Mail, postage pre-paid, at San Jose, California, on the date noted below and addressed to the Claimant above, and on those listed below. If entitled to notice, the Chapter 13 Trustee will receive such notice upon the electronic filing of this document. I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: 6/29/2010 at San Jose, California.


\* ALS - GE

\*c/o Recovery Mgmt. Systems Corp.

\*25 SE 2<sup>nd</sup> Ave, Suite 1120

\*Miami, FL 33131

\*Attn: Ramesh Singh

 Erin Coyle